

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Chappa et al.

Serial No. 10/028,518

Filed: 21 December 2001

For: REAGENT AND METHOD FOR
PROVIDING COATINGS ON
SURFACES

To: Commissioner for Patents
Washington, D.C. 20231

Art Unit:

Our Ref. 9896.149.0

I hereby certify that this correspondence is being:

☐ deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231

☒ facsimile transmitted to the Patent and Trademark Office

☐ hand delivered to the Patent and Trademark Office

on this 31 day of July 2002

By Modely E. Thompson

REQUEST FOR RECONSIDERATION
OF NOTICE RELATING TO 42 USC 2182

RECEIVED
JUL 31 2002
LICENSING & REVIEW

SIR:

This Request is provided in response to the Notice (PTOL-456) mailed 21 JUN 2002 and in the manner graciously suggested by Ms. Jeter of the office of Licensing and Review, in order to respectfully request that the requirement set forth in the Notice be reconsidered and withdrawn.

Applicant would suggest that the premise underlying this requirement, namely that the subject matter of the application is "useful in the production or utilization of special nuclear material or atomic energy", does not properly apply to the present application. While the subject matter of this application does include, for instance, the use of "photoreactive" groups that can be activated by ultraviolet radiation, this technology would appear to be quite different from, and hence unrelated to, the concerns of 42 USC 2182. Witness the fact that Applicants themselves have often applied for, and been issued, a number of patents dealing with similar technology (including, for instance, US Patent No. 5,002,582 described at page 18, line 10 of the

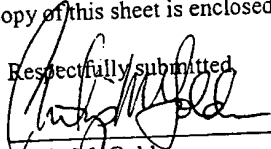
specification), while it would appear that none of these applications have been subject to a requirement of the present type.

The Office is encouraged to telephone the undersigned in the event any questions arise. In the alternative, the undersigned will contact the Office to determine the status of this Request by the initial deadline of August 5, 2002, in the hope of avoiding the need for either a statement of the type suggested or the promulgation of a further communication ("30 day letter") on behalf of the Office.

The Commissioner is hereby authorized to charge any additional filing fees required to Deposit Account No. 061910. A duplicate copy of this sheet is enclosed.

Dated: 31 JUL 2002

Respectfully submitted,


Philip M. Goldman
Registration No. 31,162
Fredrikson & Byron, P.A.
1100 International Centre, 900 Second Ave. So.
Minneapolis, MN 55402-3397
(612) 347-7088
Customer No. 022859

PMG/IDS
10/028,518
2629628

Fredrikson

& BYRON

FAX

DATE: 31 July 2002
TO:
COMPANY: U.S. Patent and Trademark Office – Licensing and Review
FAX: 703 305-6384
DIRECT DIAL:

FROM: Philip M. Goldman
DIRECT DIAL: (612) 492-7088
TOTAL NUMBER OF PAGES (including this page): 316

RE Serial No. 10/028,518
Applicant(s): Chappa et al.
Filing Date: 21 December 2001
Atty. No. 9896.149.0

RECEIVED
JUL 31 2002
LICENSING & REVIEW

COMMENTS:

Enclosed for filing is Applicant's Request for Reconsideration of Notice Relating to 42 USC 2182 in connection with the above-captioned patent application.

Certificate of Facsimile Transmission

I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office on 31 July 2002.

31 July 2002
Date

Madelyn E. Thompson
Signature

31-07-02 P03:49 IN

main 612.492.7000
fax 612.492.7077
www.fredlaw.com

Fredrikson & Byron, P.A.
4000 Pillsbury Center
200 South Sixth Street
Minneapolis, Minnesota
55402-1425

OFFICES: Minneapolis, London AFFILIATES: Mexico City, Warsaw, Montreal, Toronto, Vancouver

CONFIDENTIALITY NOTICE

The document(s) accompanying this fax contain confidential information which is legally privileged. The information is intended only for the use of the intended recipient. If you are not the intended recipient, you are hereby notified that any disclosure, copying, distribution or the taking of any action in reliance on the contents of the telecopied information except its direct delivery to the intended recipient named above is strictly prohibited. If you have received this fax in error, please notify us immediately by telephone to arrange for return of the original document to us.

IF YOU DO NOT RECEIVE ALL PAGES OR ARE EXPERIENCING OTHER PROBLEMS IN TRANSMISSION, PLEASE CALL 612.492.7835. THANK YOU.

FAX CENTER USE

EMPL: 1124
C/M: 09896.0149
EQ. NO. ENTERED:
NAME: Madelyn Thompson
EXT. 7555 / 35
VERIFIED: met

*** ACTIVITY REPORT ***

RECEPTION OK

TX/RX NO. 1939

CONNECTION TEL

CONNECTION ID

START TIME 07/31 14:56

USAGE TIME 01'30

PAGES 3

RESULT OK